

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**JOSE ADAN ZARATE-GARCIA (1).**

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**CASE NUMBER 6:20-CR-00011-JDK**

**ORDER ADOPTING MAGISTRATE JUDGE’S FINDINGS  
OF FACT AND RECOMMENDATION ON GUILTY PLEA**

On this day, the Court considered the Findings of Fact and Recommendation of United States Magistrate Judge K. Nicole Mitchell regarding Defendant Jose Adan Zarate-Garcia’s plea of guilty to Count One with a violation of Title 8 U.S.C. § 1326(a) – Illegal Reentry Following Removal.

Having conducted a proceeding in the form and manner prescribed by Federal Rule of Criminal Procedure 11, the Magistrate Judge recommends that the Court accept Defendant’s guilty plea.<sup>1</sup> The parties waived their right to file objections to the Findings of Fact and Recommendation. The Court is of the opinion that the Findings of Fact and Recommendation should be accepted.


It is accordingly **ORDERED** that the Findings of Fact and Recommendation of the United States Magistrate Judge, filed May 7, 2020, are hereby **ADOPTED**.

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<sup>1</sup> In accordance with General Order 20-06, an order was entered on May 4, 2020, finding specific reasons that a delay of the change of plea hearing would cause serious harm to the interests of justice. With the consent of the parties, the hearing was conducted via video conference.

It is further **ORDERED** that Defendant's guilty plea is accepted and approved by the Court.

So **ORDERED** and **SIGNED** this **8th** day of **May, 2020**.

  
JEREMY D. KERNODLE  
UNITED STATES DISTRICT JUDGE